

PATENT

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Attorney Docket No. A-69466-3/RBC/VEJ  
Attorney Matter No. 470900-00029  
Application No. 10/672,766

**REMARKS**

Reconsideration of this Application is respectfully requested. Upon entry of the foregoing amendments, claims 121-125, 130-133, and 148 and 152 are pending in the application, with claims 121, 148 and 152 being the independent claims. Support for the subject matter of the amended claims is contained in the application as originally filed. Because the foregoing changes introduce no new matter, their entry is respectfully requested. Based on the above Amendment and the following Remarks, Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

***Rejections under 35 U.S.C. § 102 and 103***

***Claims 134-137, 143-150, 151, 152, 154-161 and 169-172***

The Examiner has rejected claims 134-137, 143-150, 151, 152, 154-161 and 169-172 under 35 U.S.C. § 102 and 103 as being anticipated by or obvious over U.S. Patent No. 6,640,605 to Gitlin et al. ("the Gitlin patent"). In an effort to expedite prosecution, claims 134-137, 143-150, 151, 152, 154-161 and 169-172 have been canceled without prejudice or disclaimer. Applicants respectfully submit that the rejection of these claims is rendered moot by the cancellation thereof.

***Double Patenting***

The Examiner has rejected claims 121-161 and 169-172 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over various claims of U.S. Patent Nos. 6,877,349 and 6,481,259. Submitted herewith is a Terminal Disclaimer to Obviate a Double Patenting Rejection (37 C.F.R. § 1.321(c)) and Certificate under 37 C.F.R. § 3.73(b) (Terminal Disclaimer) disclaiming the terminal part of any patent granted on the above-captioned application which would extend beyond the term of the '349 and '259 patents. Applicants respectfully submit that the Examiner's nonstatutory double patenting rejection is overcome by the Terminal Disclaimer submitted herewith.

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**CONCLUSION**

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicants believe that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided below.

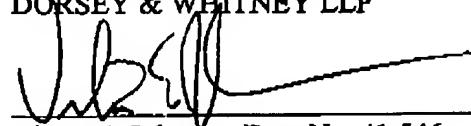
The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extension of time or additional claims, and/or credit any overpayment to Deposit Account No. 50-2319 (Order No. 470900-00021; Docket No. A-69466-3/RBC/VEJ).

Prompt and favorable consideration of this Amendment and Response is respectfully requested.

Respectfully submitted,

DORSEY & WHITNEY LLP

By:

  
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Date: July 25, 2006

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